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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, MARCH 23, 2000

COMMONWEALTH OF VIRGINIA, ex rel.

STATE CORPORATION COMMISSION

Ex Parte: In the matter concerning CASE NO. PUE990786
Rules implementing the State
Corporation Commission's authority
to enforce the Underground Utility
Damage Prevention Act

ORDER GRANTING MOTION

On December 13, 1999, the State Corporation Commission ("Commission") issued an Order Establishing Investigation and Inviting Comments on various issues related to enforcement of the Underground Utility Damage Prevention Act, Chapter 10.3 (§ 56-265.14 et seq.) of Title 56 of the Code of Virginia ("the Act"). Ordering Paragraph (6) of the December 13 Order directed the Division of Energy Regulation Staff ("the Division" or "Staff") to file a report on or before April 7, 2000, summarizing and responding to the comments received in response to issues posed by that Order and proposing appropriate revisions to the presently effective rules for enforcement adopted by the Commission in Case No. PUE940071.

On March 16, 2000, the Staff, by counsel, filed a Motion requesting an extension of time in which to file its report. In

support of its Motion, the Staff maintained that detailed comments were filed by approximately sixty (60) interested persons. In order to review the comments, which took diverse positions on the various issues posed by the December 13 Order, the Staff stated that it needed additional time in which to prepare its report. The Staff represented that if an extension of time was granted, it hoped to meet with those filing comments in order to attempt to narrow the issues among the commentators. Staff requested that it be permitted to file its report on May 26, 2000, rather than April 7, 2000.

NOW UPON consideration of the Staff's Motion for an extension of time in which to file its report, the Commission is of the opinion and finds that good cause has been shown for granting an extension; that Staff's March 16, 2000, Motion should be granted; and that the date for filing the Staff's report should be extended to May 26, 2000. Accordingly,

IT IS ORDERED THAT:

(1) The Staff's March 16, 2000 Motion to extend the date for filing the Staff Report is granted.

(2) The date by which the Staff shall file its report with the Clerk of the Commission is hereby extended from April 7, 2000, to May 26, 2000.